## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD

7-ELEVEN, INC.,	)		
Opposer,	)		
	)		
v.	)	Opp. No.:	91161754
	)	) Serial No.: 78/225,628	
ANTOINETTE K. KRAUSE AND	)	Mark:	MIRACLE 7 & Design
PAUL J. KRAUSE,	)		S
	)		
Applicants.	)		

## MOTION WITH CONSENT FOR EXTENSION OF TIME

In accordance with Rule 2,127 of the Trademark Rules of Practice, opposer, 7-Eleven, Inc. ("opposer"), with the consent of applicants, Antoinette K. Krause and Paul J. Krause (applicants), respectfully requests a three week extension of time for opposer to respond to Applicant's Brief In Support Of Motion For Summary Judgment, namely September 11, 2005.

This extension is requested to enable the parties to complete settlement discussions, which may preclude the necessity of requiring resolution of this motion by the Board. In a telephone conversation on August 22, 2005 between counsel for opposer, Diane Elder, and Michael James Cronen, counsel for applicants, the parties agreed to the requested extension.

CERTIFICATE OF MAILING

I hereby certify that this paper is being deposited with the United States Postal Service as first class mail in an envelope addressed to the Commissioner for Trademarks, P.O. Box 1451, Alexandria, Jug 22,



This extension, therefore, is not requested for the purposes of delay, but rather, to enable the parties to further explore the possibility of settlement and, if the parties cannot reach an agreement, allow opposer sufficient time to obtain information and evidence necessary to respond to applicant's motion.

WILDMAN, HARROLD, ALLEN & DIXON LLP

Date: <u>Aug 22, 2005</u>

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Attorneys for Opposer, 7-Eleven, Inc.

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